

IN THE SUPREME COURT OF THE STATE OF FLORIDA

CASE NO. SC03-833

INQUIRY CONCERNING A JUDGE, NO. 02-370  
RE: CARVEN D. ANGEL

**REQUEST TO PRODUCE**

In accordance with Rule 1.350, Fla. R. Civ. P., and FJQCR 12(a), Judge Carven D. Angel files this Request to Produce directed to the Florida Judicial Qualifications Commission, who is required to produce the following documentation on or before 30 days from the date of service hereof at the offices of Ayres, Cluster, Curry, McCall, Collins & Fuller, P.A., 21 NE First Avenue, Ocala, Florida:

**I. DEFINITIONS**

1. “Document” or “documents” is used in the broadest sense and mean the original, or if the original is not in your custody or under your control, a copy; and in any event, the term includes any non-identical copy or copies which differ from the original for any reason (e.g., draft copy or copy containing notes thereon). “Document” further means any kind of printed, recorded, written, graphic or photographic matter (including tape recording), however, printed, produced,

reproduced, coded or stored, or any kind of description, whether sent or received, including originals, copies, reproductions, facsimiles, drafts, and including, without limitation: any writings, letters, telegrams, cables, telex messages, e-mail, memoranda, correspondence, stenographic, handwritten or other notes, memoranda or notes of conferences or telephone conversations, reports, notices, studies, lists, work papers, routing slips, inter-office communications to, between or among directors, officers, agents, or employees, minutes or records of meetings or conferences, opinions or reports of consultants, compilations of data, papers, books, records, summaries of records, accounts, contracts, deeds, leases, agreements, pictures, photographs, blueprints, transcripts, minutes, tapes, microfilm, computer data files, printouts, vouchers, accounting statements, engineering diagrams, mechanical and electrical recordings, checks, deposit slips, reports, and recordings of conversations, interviews, conferences, committee meetings or other meetings; affidavits, statements, summaries, opinions, court pleadings and reports, indices, studies, analyses, projections, forecasts and evaluations; licenses, and agreements; invoices, tape date sheets or data processing cards, notebooks, entries, ledgers, journals, books of record; checks, front and back; accounts, summaries of accounts, balance sheets, income statements, questionnaires, answers to questionnaires, reports and/or summaries of

investigations, statistical records, advertisements, brochures, circulars, bulletins, pamphlets, trade letters, desk calendars, appointment books, diaries, telephone logs, expense accounts, lists, tabulations, data sheets, computer tapes and discs, magnetic tapes, punch cards, computer printouts, data processing input and output, information of any type or kind on or in computer programs, computer program coding sheets, microfilms, microfiche; models; photographs, drawings, sketches, blueprints, objects, and all other tangible things upon which any handwriting, typing, printing, drawing, representation, photostatic, or other magnetic or electrical impulses or other form of communication is recorded or produced, including audio and video recordings and computer-stored information, whether or not in printout form, and things similar to any of the foregoing, regardless of their author or origin, however, denominated by the person upon whom the request is made, and any other document or writing of whatever description within the scope of Rule 1.350(a) of the Fla. R. Civ. P.

2. “You”, “yours”, or any variant thereof, refers to the Commission, its agents, employees, officers, directors, contractors, subcontractors, representatives, assignees, predecessors, successors, attorneys, and accountants.

3. “Or” and “and” each mean “and/or”. “All” includes and encompasses “any”.

4. “Refers and relates to”, “refers to”, and “reflects”, means concerns, consists of, refers to, reflects on, shows or in any way is logically or factually connected with the matter discussed.

5. “Communication”, or any variant thereof, means any contact between two or more persons and shall include, without limitation, written contact by means such as e-mails, faxes, letters, memoranda, telegrams, telecopies or telexes, or by any document, or any oral contact such as face-to-face meetings, radio, telephone conversations or any method of voice recording.

6. “Concerning”, “evidencing” or “relating to” or any variant thereof includes referring to, supporting, located in, considered in connection with, bearing, bearing on, evidencing, indicating, reporting on, recording, alluding to, responding to, relating to, opposing, favoring, connected with, commenting on, in respect of, about, regarding, discussing, showing, describing, reflecting, analyzing, constituting and being.

7. “Commission” means the Florida Judicial Qualifications Commission, its agents, employees, officers, directors, contractors, subcontractors, representatives, assignees, predecessors, successors, attorneys, and accountants.

8. “Judge Angel” means Carvel D. Angel.

## **II. INSTRUCTIONS**

1. Each paragraph below will operate and be construed independently.

Unless otherwise indicated, no paragraph limits the scope of any other paragraph.

2. Whenever appropriate, the singular form of a word should be interpreted in the plural.

3. All objections to any of the interrogatories or parts thereof in this set shall be made in writing and shall be delivered to the offices of Ayres, Cluster, Curry, McCall, Collins & Fuller, P.A.; P.O. Box 1148; Ocala, Florida 34478.

## **DOCUMENTS REQUESTED**

1. All documents that show that any communication between the Commission and any organization or person described in paragraphs 1 through 13, of the Formal Charges.
2. All documents that reflect a communication between Michael G. Takac and the Commission at any time up to the date of your response.
3. All documents that reflect a communication between Ralph G. Pressley, Jr. and the Commission at any time up to the date of your response.
4. All documents that reflect a communication between William H. Tuck, Jr., and the Commission at any time up to the date of your response.
5. All documents that reflect a communication between the Commission and

any person, organization, or entity, other than those previously described, who, or that, furnished any information to the Commission that served as the basis, in whole, or in part, for the Formal Charges against Judge Angel.

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing has been furnished via Federal Express to: Richard McFarlain, Esq., 305 South Gadsden Street, Tallahassee, Florida 32316, as Chairman and member of Florida Judicial Qualifications Commission; Thomas C. MacDonald, Jr., Esq., 1904 Holly Lane, Tampa, Florida 33629, as General Counsel for Florida Judicial Qualifications Commission; Marvin E. Barkin, Esq., Michael K. Green, Esq., Marie Tomassi, Esq., Trenam, Kemker, Scharf, Barkin, Frye, O'Neill & Mullis, P.A., 2700 Bank of America Plaza, 101 E. Kennedy Boulevard, Post Office Box 1102, Tampa, Florida 33601-1102, as Special Counsel for Florida Judicial Qualifications Commission; and Brooke S. Kennerly, Executive Director, Florida Judicial Qualifications

Commission, 1110 Thomasville Road, Tallahassee, Florida 32303; this \_\_\_\_ day  
of June, 2003.

AYRES, CLUSTER, CURRY, McCALL,  
COLLINS & FULLER, P.A.

By:\_\_\_\_\_

Edwin C. Cluster  
Florida Bar No: 014204  
Post Office Box 1148  
Ocala, Florida 34478-1148  
352-351-2222  
fax 352-351-0312  
Attorneys for Judge Angel

**CERTIFICATE OF COMPLIANCE**

I HEREBY CERTIFY that this Request to Produce was prepared using  
Microsoft Word, Times New Roman, 14-point font, and complies with the font  
requirement stated in Fla. R. App. P. 9.210(a)(2).

\_\_\_\_\_

Edwin C. Cluster